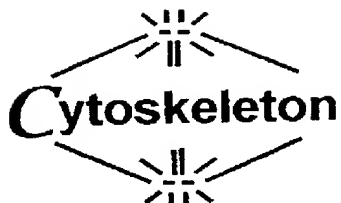


Apr 14 04 03:22p

Ashley Davis

3037771304

Fax



p. 1
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CENTRAL FAX CENTER
APR 14 2004
OFFICIAL

1830 S. Acoma St., Denver, CO 80223, USA.
Tel: 303-322-2254 Fax: 303-322-2257 E-mail: ashleyd@cytoskeleton.com

To: Dr. Christopher Low / USPTO Art unit 1653 **From:** Ashley Davis Ph.D.

Fax: 571-273-0951 703-872-9306 **Pages:** 3

Date: April 14, 2004

Re: USPTO application # 09/725/030

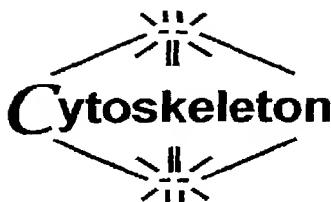
Dear Dr. Christopher Low,

Here is the fax and confirmation page that were sent and received on January 24th 2004. These pages are for your records.

Ashley Davis,

Tel: 303-322-2254.

Fax



Signed OFFICIAL
RECEIVED
CENTRAL FAX CENTER

1830 S. Acorn St., Denver, CO 80223, USA.

Tel: 303-322-2254 Fax: 303-322-2257 E-mail: ashleyd@cytoskeleton.com

APR 14 2004

To: Dr. Christopher Low / USPTO Art unit 1653 **From:** Ashley Davis Ph.D.

Fax: 571-273-0951 *Official + mailed 1-24-04*
703-872-4306 **Pages:** 9

Date: January 24, 2004 *Call 703 308 2923 on Tuesday*

Re: USPTO application # 09/725/030 and Letter to Dr. Lukton dated December 2nd 2003

Dear Dr. Christopher Low,

Thank you for your phone call concerning the frustration I am experiencing when trying to communicate with Dr. Lukton. I have attached the letter Fedex'd to him on December 3rd (see attached Fedex tracking). As you can see the letter states in the top paragraph that the New Claims 23 and 24 are the new claims which are replacing original Claims 1 and 2. See at the end of the letter for the Amended Claims List, you will clearly see the NEW Claims 23 and 24.

I cannot see why this isn't clear.

In addition, the reason those claims were removed in the first place was at the insistence of Dr. Lukton who wrote that I could only Claim for a compound or a mechanism of drug action but not both (see July 20th 2003 letter under 35 USC §121). Now I realize this was inaccurate counseling because USPTO # 6,660,767 clearly claims a compound and a mechanism.

In addition, Dr. Lukton does not understand the mechanism of cell cycle arrest, he believes it is a rigid system like a clock's mechanism in which all cogs stop if one is impeded. This has not been the state of knowledge for over 20 years! It is well known that if one part of the cell cycle is inhibited then the other parts of the cell cycle will proceed unimpeded until they reach the inhibited part, then they will arrest.

These aspects are all very frustrating and impeding the useful years of the present application. USPTO # 6,660,767 was filed after our date and is already approved! I am asking for the examiner to be changed to a new one (Dr. Misook Yu in Art unit 1642 seems to be well versed on current biology), or maybe because this application ended up in the wrong Unit, just transfer this application to another unit entirely.

At your earliest convenience I am looking forward to hearing from you.

Ashley Davis,

Tel: 303-322-2254.

Auto-Reply Facsimile Transmission



TO: Fax Sender at 3037771304

Fax Information

Date Received:

Total Pages:

1/24/2004 7:23:58 PM [Eastern Standard Time]
8 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMPE) section 306 et seq.

Received
Cover
Page
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Jan 24 04 05:20p	Ashley Davis	3037771304	p.1
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Fax

1630 S. Acacia St., Denver, CO 80223, USA
Tel: 303-322-2254 Fax: 303-322-2257 E-mail: ashley@cytoskeleton.com

To:	Dr. Christopher Low / USPTO Art Unit 1653	From:	Ashley Davis Ph.D.
Fax:	571-272-0561	Pages:	Official + modified + 703-872-9282
Date:	January 24, 2004		Monday
Re:	USPTO application # 09/725,000 and Letter to Dr. Luskon dated December 2 nd 2003		

Dear Dr. Christopher Low,

Thank you for your phone call concerning the frustration I am experiencing when trying to communicate with Dr. Luskon. I have attached the letter I wrote to him on December 3rd (see attached Faxes, tracking). As you can see the letter states in the top paragraph that the New Claims 23 and 24 are the new claims which are replacing original Claims 1 and 2. So at the end of the letter for the Amended Claims List, you will clearly see the NEW Claims 23 and 24.

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Ashley Davis,
Tel: 303-322-2254.